



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

RESPONSE TO NOTICE OF NON-COMPLIANT AMENDMENT

In RE:

Serial no.: 10/761,446  
Filing date: 01/20/2004  
Confirmation no.: 3051  
Title: Coreopsis Plant Named 'Heaven's Gate'  
Inventor: Marc R. Laviana  
Group Art Unit: 1661  
Examiner: Kent L. Bell

TO: Commissioner of Patents, Alexandria, VA. 20231-1450

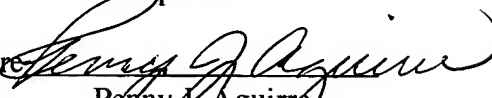
**RESPONSE**

Dear Kent Bell:

I am responding to an office communication dated 11/17/2004. Please accept the enclosed re-submission of the Response to the First Office Action and office communication dated 08/10/2004. The response submitted on 11/05/2004 was non-compliant because the signature was omitted on page 8 of the response.

Date: \_\_11/23/2004\_\_

Signature

  
Penny J. Aguirre  
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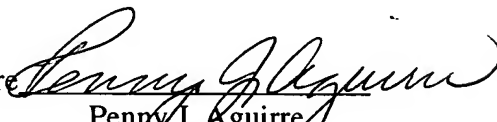
**TRANSMITTAL LETTER**

The Following documents related to this application are enclosed:

1. Reply to Office communication dated 11/17/2004 including this page (2 pages).
2. Corrected Response to Office Communication 08/10/2004 including Transmittal Letter dated 11/05/2003 (8 Pages).
3. Postcard

Date: 11/23/2004

Signature

  
Penny J. Aguirre  
Reg. No. 52,546

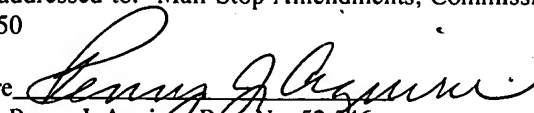
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**CERTIFICATE OF MAILING BY FIRST CLASS MAIL**

I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Mail Stop Amendments, Commissioner for Patents. PO Box 1450, Alexandria, VA 20231-1450

On 11/23/2004  
Date

Signature

  
Penny J. Aguirre, Reg. No. 52,546



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE  
AMENDMENT AND RESPONSE TO FIRST OFFICE ACTION

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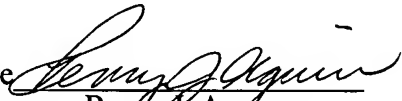
**TRANSMITTAL LETTER**

The Following documents related to this application are enclosed:

1. Response to Office Communication 08/10/2004 (8 Pages)  
including this page.
2. Substitute Specification and Claim (7 Pages)
3. Marked up copy of Original Specification (8 Pages)
4. Postcard

Date: 11/05/2004

Signature

  
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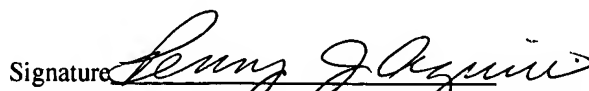
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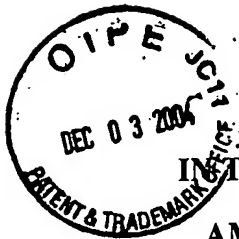
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**RESPONSE**

**INTRODUCTORY COMMENTS**

Dear Kent Bell:

This is the Applicant's response to the Office communication dated 08/10/2004. The applicant requests that the previous reply and the original specification and claim be cancelled and replaced with the substitute specification and claim included with this response. All of the examiner's objections have been addressed either by amendment or by comment in the REMARKS section. No additional fees are believed to be necessary. It is requested that the following amendments be made.